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**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA**  
**WESTERN DIVISION**

Ms. J.P., et al.,

Case No. 2:18-cv-06081-JAK-SK

Plaintiffs,

v.

WILLIAM P. BARR, et al.,

**DEFENDANTS' STATUS REPORT**

Defendants.

On March 24, 2020, the Court granted the parties' stipulation staying this litigation, including all pending deadlines and any pending discovery until January 10, 2021. ECF No. 298. On May 22, 2020, Defendants submitted a status report providing an update on Defendants' progress in providing the injunctive relief to class members. ECF No. 299. On June 23, 2020, the Court directed Defendants to file a further status report on or before July 21, 2020. ECF No. 300. Defendants submit this status report in accordance with the Court's instruction.

1           **I.     Update on Relief Provided to the Custody Subclass**

2           As of July 14, 2020, there were a total of 13 potential Custody Subclass  
 3 members in Immigration and Customs Enforcement (ICE) custody, including  
 4 previously identified potential Custody Subclass members.<sup>1</sup> Since the May 22 Status  
 5 report, ICE has identified an additional 7 potential Custody Subclass members. ICE  
 6 Enforcement and Removal Operations (ERO) had personally served notices on 6 of  
 7 the 13 potential Custody Subclass members. *See* ECF No. 299. ICE is in the process  
 8 of personally serving notices on the additional 7 potential Custody Subclass members  
 9 that have been identified. *See* Declaration Captain Indira Harris attached hereto as  
 10 Defs.' Ex. A. ERO has also publicly posted notices in certain detention facilities,  
 11 where the detained subclass members are located. *See* ECF No. 299. As of this date,  
 12 mental health evaluations have been completed for 6 potential Custody Subclass  
 13 members. *See* Defs.' Ex. A. A mental health evaluation will be completed for 7 of the  
 14 Custody Subclass members. ICE anticipates that these mental health evaluations may  
 15 be completed within two to three weeks.

16           **II.    Update on Relief Provided to the Released Subclass**

17           On March 11, 2020, the Department of Health and Human Services (HHS)  
 18 entered into a contract with Seneca Family of Agencies ("Seneca") to implement the  
 19 preliminary injunction as to the Released Subclass. Under the contract, Seneca locates  
 20 class members within the United States, notifies them of the availability of mental  
 21 health assessment and treatment for themselves and their families, and determines  
 22 their interest in seeking services. Seneca then coordinates referrals to no or low-cost  
 23 mental health providers who receive federal grant funding from, or are supported or  
 24 designated by, the Substance Abuse and Mental Health Services Administration  
 25 ("SAMHSA") or the Health Resources and Services Administration ("HRSA") of

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<sup>1</sup> Defendants provided Class Counsel with the updated/operative class list prior to  
 28 the filing of the status report.

1 HHS, as well as to community-based mental health organizations. On May 29, 2020,  
2 Seneca requested an extension of the contract, which is currently under review.

3 On July 20, 2020, Seneca submitted a progress report to HHS, attached hereto  
4 as Defs.' Ex. B., in which Seneca summarized the efforts it has undertaken to assist  
5 class members obtaining the court-ordered services. As the report indicates, Seneca  
6 has provided 2,097 class members with notices by first-class mail, in both English and  
7 Spanish. Seneca has spoken telephonically with 257 Released Subclass members, 150  
8 of whom have requested mental health services, 30 are undecided, and 71 have  
9 declined services. *See* Defs.' Ex. B.

10 In the May 22 Status Report, Defendants explained Seneca had yet to notify  
11 221 Released Subclass members for whom there was no physical mailing address  
12 because these class members were either released to non-profit organizations serving  
13 the immigrant community or reunited at a DHS detention facility. Since that time, the  
14 government ran a search through its system of records and has provided Seneca with  
15 updated contact information for most of these class members (who have now received  
16 written notices).

17 As of today, Seneca lacks mailing addresses for only 28 class members, but  
18 Seneca is in the process of conducting additional direct outreach to the non-profit  
19 community and searching publicly available sources to locate these families.

20 Dated: July 21, 2020

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Senior Litigation Counsel

/s/ Nicole N. Murley  
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**CERTIFICATE OF SERVICE**

IT IS HEREBY CERTIFIED THAT:

I, Nicole N. Murley, am a citizen of the United States and am at least eighteen years of age. My business address is 450 Fifth Street, NW, Washington, DC 20001. I have caused service of the Status Report on all counsel of record, by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically provides notice. I also served Plaintiffs' counsel by electronic mail. I declare under penalty of perjury that the foregoing is true and correct.

DATED: July 21, 2020

/s/ Nicole N. Murley  
NICOLE N. MURLEY